

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM No. M-41397 of 2016

Date of decision:- November 30, 2016

SAMBHU NATH

....PETITIONER..

VS.

STATE OF HARYANA

....RESPONDENT..

CORAM:- HON'BLE MR. JUSTICE JASPAL SINGH

Present:- Mr. Anshuman Dalal, Advocate for
Mr. Vishal Malik, Advocate,
for the petitioner.

Ms. Neelam Kashyap, DAG, Haryana.

JASPAL SINGH, J. (Oral)

By virtue of instant petition preferred under Section 439 of the Code of Criminal Procedure (for short, "Cr.P.C."), petitioner-Sambhu Nath has sought concession of bail during pendency of trial, in case FIR No. 544, dated 23.08.2016, under Sections 420, 272, 273, 407, 467, 468 and 471 IPC and Section 7-10-55 of Essential Commodities Act, Police Station Model Town, Panipat, District Panipat.

2. Concededly, the petitioner was arrested in this case on 23.08.2016 and after subjecting him to custodial interrogation, he was remanded to judicial custody. Meaning thereby, he was no more required for further interrogation/investigation. Moreover, after completion of investigation, report under Section 173 (2) Cr.P.C., has already been presented before the ld. Jurisdictional Magistrate. Even otherwise, The

disposal of challan is also not likely in a short span of time, especially keeping in view the pendency of cases in trial court. Recovery of 400 bags of adulterated cattle feed has already been effected.

3. In the given circumstances, it would not be desirable to keep the petitioner behind the bars for an indefinite period.

4. Taking into consideration the aforesaid aspects but without expressing any opinion on the merits of the case, the petition is allowed and petitioner is ordered to be released on bail, during pendency of trial, at the satisfaction of trial Court/Duty Magistrate.

November 30, 2016
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reasonable: Yes/No